



# UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/700,339	11/03/2003	Thomas A. Chodacki	57119 (72011)	5244
21874	7590	10/30/2007		
EDWARDS ANGELL PALMER & DODGE LLP			EXAMINER	
P.O. BOX 55874			PRICE, CARL D	
BOSTON, MA 02205			ART UNIT	PAPER NUMBER
			3749	
			MAIL DATE	DELIVERY MODE
			10/30/2007	PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

## Interview Summary

Application No.

10/700,339

Applicant(s)

CHODACKI ET AL.

Examiner

CARL D. PRICE

Art Unit

3749

All participants (applicant, applicant's representative, PTO personnel):

(1) CARL D. PRICE

(3) \_\_\_\_\_

(2) Peter Corless

(4) \_\_\_\_\_

Date of Interview: 17 October 2007

Type: a) ☒ Telephonic b) ☐ Video Conference  
c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.

If Yes, brief description: na

Claim(s) discussed: 1

Identification of prior art discussed: none


Agreement with respect to the claims f) ☒ was reached. g) ☐ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

  
Carl D. Price  
Primary Examiner

Examiner's signature, if required

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Applicant's representative inquired if the office action mailed on 04/19/2007 was mistakenly indicated to be a Final Rejection, since it was a first action after filing a RCE which included a submission presenting claims of a scope different than those previously considered and where the examiner rejected the claims on prior art not previously of record. The examiners agreed and informed Applicant's representative that the office action should have been marked as a Non-Final Rejection, rather than a Final Rejection. Applicant's representative was encouraged request the examiner withdraw the finality of the office action in the next response filed by applicant.